

**STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
SECURITIES DIVISION**

IN THE MATTER OF DETERMINING  
Whether there has been a violation  
of the Business Opportunity Fraud Act of the  
State of Washington by:

Internext Idea, Inc., dba Travel Navigator™,  
Phillip W. Moss, their employees and agents,  
  
Respondents.

SDO - 24A - 99

SUMMARY ORDER TO CEASE AND DESIST

Case No. 99-01-0015

THE STATE OF WASHINGTON TO:

Internext Idea, Inc., dba Travel Navigator™  
Phillip W. Moss  
3025 Lincoln Court  
Garland, TX 75041

**STATEMENT OF CHARGES**

Please take notice that the Securities Administrator of the State of Washington has reason to believe that Respondents Internext Idea, Inc., dba (doing business as) Travel Navigator™, and Phillip W. Moss have violated the Business Opportunity Fraud Act and that their violations justify the entry of an order of the Securities Administrator under RCW 19.110.150 to cease and desist from such violations. The Securities Administrator finds that delay in ordering the Respondents to cease and desist from such violations would be hazardous to the investors and to the public and that a Summary Order to Cease and Desist should be entered immediately. The Securities Administrator finds as follows:

**TENTATIVE FINDINGS OF FACT**

**I.**

Respondents Internext Idea, Inc., dba Travel Navigator™, and Phillip W. Moss maintain a principal business address at 3025 Lincoln Court, Garland, Texas. Respondent Internext Idea, Inc., dba Travel Navigator™, is the seller of an opportunity that enables purchasers to earn income by becoming travel consultants and providing Internet-based or online travel services for leisure travelers, including vacation

1 packages, airline tickets, car rentals, hotels and cruises (the “travel consultant opportunity”). Phillip W.  
2 Moss is the President of Internext Idea, Inc., dba Travel Navigator™.

3 II.

4 On or about May 11, 1998, Internext Idea, Inc., dba Travel Navigator™, conducted or caused to be  
5 conducted a seminar in Seattle, Washington, which was billed as an “Internet Success Seminar.” At the  
6 seminar, representatives of Respondent Internext Idea, Inc., dba Travel Navigator™, promoted the travel  
7 consultant opportunity as a means of earning additional income. Respondents did not provide a written  
8 disclosure document containing complete material information regarding the travel consultant opportunity  
9 and Internext Idea, Inc., dba Travel Navigator™, including but not limited to a financial statement of the  
10 seller, to prospective purchasers of the travel consultant opportunity attending the seminar.

11 A Renton, Washington couple was induced to purchase the travel consultant opportunity for \$495  
12 plus tax. at the May 11, 1998 Seattle, Washington “Internet Success Seminar.” The purchase order form  
13 executed in connection with the transaction contained, in part, the following language:

14 You may request a refund or cancel this transaction up to a maximum of twelve (12) month from the  
15 date of this transaction, minus a 10% restocking fee. Sales Tax, shipping and handling charges are  
not included in the twelve month policy...

16 The Renton, Washington couple subsequently became dissatisfied with the travel consultant  
17 opportunity and submitted a complaint in December, 1998, to the Office of the Attorney General of  
18 Washington, a copy of which was forwarded to the Securities Division.

19 On January 26, 1999, an investigator with the Securities Division sent a letter via the United States  
20 Mail to Phillip Moss of Internet Success Seminar (Travel Navigator) at the Garland, Texas, address noted  
21 above advising Mr. Moss of the existence of Washington’s Business Opportunity Fraud Act and warning that  
22 “any person who proposes to sell or lease a business opportunity must register unless exempt prior to  
23 advertising, soliciting, or making any offer, sale or lease in this state.” The January 26, 1999 letter concluded  
24 with the following language:

1 It would appear from the seminars that you conducted, that you may inadvertently be offering an  
2 unregistered business opportunity. If this is the case, you must immediately cease and desist  
3 activities in the State of Washington until registration is effective. If you have any sales or leases  
4 with respect to your offering, you are directed to furnish the Securities Division with the names  
5 addresses and telephone numbers of the vendees...

6 No response was received by the Securities Division concerning the investigator's January 26, 1999 letter.  
7 However, notwithstanding the letter, Phillip W. Moss of Internext Idea, Inc., dba Travel Navigator™,  
8 continues to solicit Washington purchasers. In late March, 1999, an analyst with the Securities Division  
9 received via United States Mail at her Maple Valley, Washington residence an unsolicited invitation from  
10 Phillip Moss as "President - Travel Navigator™" to attend one of three Travel Navigator™ "Internet Success  
11 Workshops" being held in Tacoma, Bellevue, and Tukwila, Washington, in early April, 1999.

### 12 III.

13 Internext Idea, Inc., dba Travel Navigator™, is not currently registered with the Washington  
14 Securities Division to offer or sell business opportunities in the state of Washington and has not  
15 previously been so registered.

16 It is in the public interest that the offer and/or sale of the above-described travel consultant  
17 opportunity in violation of the Washington Business Opportunity Fraud Act cease.

18 An emergency exists in that further sales of unregistered business opportunities would be  
19 hazardous to investors and the public of this state.

20 Based upon the above Tentative Findings of Fact, the following Conclusions of Law are made:

### 21 CONCLUSIONS OF LAW

#### 22 I.

23 The offer and/or sale of the travel consultant opportunity described in Tentative Findings of Fact I  
24 and II constitutes the offer and/or sale of a business opportunity as defined in RCW 19.110.020(1).

#### II.

The offer and/or sale of the travel consultant opportunity described in Tentative Findings of Fact I  
and II was made in violation of RCW 19.110.070 and RCW 19.110.120 because Respondents failed to

1 provide prospective purchasers, including at least the Renton, Washington couple, with a complete  
2 disclosure document containing material information regarding the travel consultant opportunity and  
3 Internext Idea, Inc., dba Travel Navigator™, including, but not limited to, a financial statement for the  
4 seller.

### 5 III.

6 The offer and/or sale of the travel consultant opportunity as described in Tentative Findings of  
7 Fact I through III was made in violation of RCW 19.110.050(1) because no business opportunity  
8 registration has been made nor a permit issued to Respondent for the offer and/or sale of the business  
9 opportunity in this state.

10 The Securities Administrator finds that this action is necessary and appropriate in the public  
11 interest and for the protection of investors and that the public safety and welfare require emergency  
12 action.

### 13 SUMMARY ORDER

14 Based on the premised of the foregoing,

15 IT IS THEREFORE HEREBY SUMMARILY ORDERED That Respondents Internext Idea, Inc.,  
16 dba Travel Navigator™, Phillip W. Moss, and their agents and employees each cease and desist from  
17 offering and/or selling business opportunities in violation of RCW 19.110.070 and RCW 19.110.120, the  
18 disclosure document and antifraud provisions of the Business Opportunity Fraud Act, respectively.

19 IT IS THEREFORE HEREBY SUMMARILY ORDERED That Internext Idea, Inc., dba Travel  
20 Navigator™, Phillip W. Moss, and their agents and employees each cease and desist from offering and/or  
21 selling business opportunities in violation of RCW 19.110.050(1), the registration requirement provision  
22 of the Business Opportunity Fraud Act.

### 23 AUTHORITY AND PROCEDURE

24 This Summary Order is entered pursuant to the provisions of RCW 19.110.150 and chapter 34.05  
RCW. The Respondents may make a written request for hearing as set forth in the Notice of Opportunity

1 to Defend and Opportunity for Hearing accompanying this order. A request for a hearing should be in  
2 writing and sent to Deborah R. Bortner, Securities Administrator, Department of Financial Institutions,  
3 P.O. Box 9033, Olympia, Washington 98507-9033 to the attention of Brad Ferber. If a Respondent does  
4 not request a hearing as set forth in the Notice of Opportunity to Defend and Opportunity for Hearing, the  
5 Securities Administrator intends to adopt the Tentative Findings of Fact and Conclusions of Law as final  
6 and make this Summary Order to Cease and Desist permanent as to such Respondent.

7 WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.

8  
9 Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1999.

10  
11 \_\_\_\_\_  
12 Deborah R. Bortner  
Securities Administrator

13 Presented by: \_\_\_\_\_  
14 Brad Ferber  
15 Securities Examiner

Approved by: \_\_\_\_\_  
16 Michael E. Stevenson  
17 Chief of Compliance  
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**STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
SECURITIES DIVISION**

IN THE MATTER OF DETERMINING  
Whether there has been a violation  
of the Business Opportunity Fraud Act of the  
State of Washington by:

Internext Idea, Inc., dba Travel Navigator™,  
Phillip W. Moss, their employees and agents,

Respondents.

SDO - 24B - 99

NOTICE OF OPPORTUNITY TO DEFEND AND  
OPPORTUNITY FOR HEARING

Case No. 99-01-0015

THE STATE OF WASHINGTON TO:

Internext Idea, Inc., dba Travel Navigator™  
Phillip W. Moss  
3025 Lincoln Court  
Garland, TX 75041

YOU ARE HEREBY NOTIFIED that a Summary Order To Cease And Desist has been filed by the  
Department of Financial Institutions, a true and correct copy of which is attached and made a part hereof.

YOU ARE HEREBY NOTIFIED that you may file an application for an adjudicative hearing before the  
Washington State Department of Financial Institutions on the Summary Order. Service of this notice is deemed  
complete upon deposit in the United States mail. YOUR APPLICATION MUST BE RECEIVED BY THE  
DEPARTMENT OF FINANCIAL INSTITUTIONS WITHIN TWENTY (20) DAYS FROM THE DATE YOU  
RECEIVED THIS NOTICE. If you demand a hearing, you will be notified of the time and place for the hearing  
at least seven (7) days in advance of the hearing date.

At the hearing, you may appear personally, and by counsel, if you desire. The hearing will be as  
informal as is practical within the requirements of the Administrative Procedure Act (see chapter 34.05 RCW).  
The hearing will be recorded. The primary concern will be getting to the truth of the matter insofar as the  
Summary Order is concerned. Technical rules of evidence will not be binding at the hearing except for the rules  
of privilege recognized by law. You have the right to present evidence and witnesses in your own behalf, and to  
cross-examine those witnesses presented in support of the Summary Order. You may require the attendance of

NOTICE OF OPPORTUNITY TO DEFEND AND  
OPPORTUNITY FOR HEARING

1

Internext Idea, Inc., dba Travel Navigator™

DEPARTMENT OF FINANCIAL INSTITUTIONS  
Securities Division  
PO Box 9033  
Olympia, WA 98507-9033  
(360) 902-8760

witnesses by subpoena. If you are limited English- speaking or hearing impaired, you have the right to have an interpreter appointed at no cost to you, as discussed below.

INTERPRETER AVAILABILITY. If you or a witness for you is a person who, because of non-English-speaking cultural background, cannot readily speak or understand the English language, or if you or a witness for you is a person who, because of a hearing impairment or speech defect, cannot readily understand or communicate in spoken language, including persons who are deaf, deaf and blind, or hard of hearing, AND YOU NEED AN INTERPRETER, then a qualified interpreter will be appointed at no cost to you or to the witness. You may request the appointment of a qualified interpreter by indicating your request on the attached Application for Adjudicative Hearing form.

YOU ARE FURTHER NOTIFIED that if the Department of Financial Institutions does not RECEIVE the Application for Adjudicative Hearing form within twenty (20) days from the date you received this notice, this will constitute a waiver of your right to a hearing and the director will find that you do not contest the allegations of the Summary Order. Upon such a finding by the director a final order will be immediately entered disposing of this matter and ordering you to cease and desist as described in the Summary Order. If you desire a hearing in this matter, please return the attached Application for Adjudicative Hearing to:

Washington State Department of Financial Institutions  
Securities Division  
Attn: Brad Ferber  
Post Office Box 9033  
Olympia, Washington 98507-9033

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1999.

\_\_\_\_\_  
Deborah R. Bortner  
Securities Administrator





1 INSTRUCTIONS: Circle your desired responses to items I, II, and III below.

2 I.

3 I [REQUEST] [DO NOT REQUEST] a formal hearing in this matter.

4 II.

5 I [WILL] [WILL NOT] be represented by an attorney. His/her name and address are:

6 \_\_\_\_\_

7 \_\_\_\_\_

8 III.

9 I [REQUEST] [DO NOT REQUEST] that a qualified interpreter be appointed at no cost to me to  
10 interpret for (myself) or (my witness(es)). My, or my witness's(es'), primary language is \_\_\_\_  
11 \_\_\_\_\_(identify language). My, or my witness's(es'), hearing impaired status  
12 is \_\_\_\_\_(identify hearing impaired status). I understand that a  
13 qualified interpreter will be appointed at no cost to me or to my witness(es).

14 IV.

15 You have the right: To demand a hearing; to be represented by an attorney at your own expense; to  
16 subpoena witnesses to the hearing or subpoena the production of books or documents and to otherwise defend  
17 against the Summary Order.

18  
19 WARNING: FAILURE TO COMPLETE AND MAIL THIS DOCUMENT SO THAT IT IS  
20 RECEIVED BY THE SECURITIES DIVISION WITHIN 20 DAYS AFTER YOU RECEIVED THE  
21 SUMMARY ORDER TO CEASE AND DESIST WILL RESULT IN THE DISPOSITION OF THIS CASE AS  
22 AUTHORIZED BY RCW 34.05.440.

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1999.

Internext Idea, Inc., dba Travel Navigator™, by:

Signature

\_\_\_\_\_

Print Name and Title

\_\_\_\_\_

Address (if facing page is incorrect):

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1 INSTRUCTIONS: Circle your desired responses to items I, II, and III below.

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1999.

Phillip W. Moss, President of Internext Idea, Inc., dba Travel Navigator™, and individually:

Signature

\_\_\_\_\_

Address (if facing page is incorrect):

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